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Applicant(s): Clive Patience
Serial No.: 10/055,364 Art Unit: 1648
Filed: 23 January 2002 Examiner: Foley, S.
TITLE: GAMMA HERPES VIRUS DNA AND METHODS OF USE

Docket No.: 61750-379

24 September 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Election of Invention

Sir:

In response to the Office Action, dated 28 August 2003, Applicant responds by electing the invention of Group I (claims 1-4 and 12-14), drawn to an isolated polypeptide with traverse. Applicants believe that this group should be joined with claims 6-8 of Group III, drawn to an antibody, because the latter are directed against the polypeptides and thus would be reported in any art disclosing the polypeptides. Thus, both groups could be searched together.

No fees are believed due in making this response. The Commissioner is authorized to charge payment of any fees required in filing this response or credit any overpayment to Deposit Account No. 03-0678.

Serial No.: 10/055,364

Filed: 23 January 2002

FIRST CLASS CERTIFICATE

I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as First Class Mail in an envelope addressed to:

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Alan J. Grant
Alan J. Grant, Esq.

9/24/03
Date

Respectfully submitted,

Alan J. Grant

Alan J. Grant, Esq.
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PRELIMINARY AMENDMENT

Sir:

In response to the Office Action, dated 28 August 2003, Applicant requests that, prior to examination on the merits, the application be amended as follows: